

REMARKS

Applicant has carefully reviewed the Decision on Appeal decided May 14, 2009 prior to preparing this paper. Currently claims 1-32 are pending in the application, wherein the rejection of claims 1, 2, 5, 7, 9-11, 14, 16, and 18 presented in the Final Office Action of June 21, 2006 has been reversed and the rejection of claims 19, 21, 22, 25, 26, 28, 29 and 32 presented in the Final Office Action of June 21, 2006 has been affirmed by the Board of Patent Appeals and Interferences. The remainder of the claims have been withdrawn from consideration consequent an Examiner-induced requirement for restriction, and were not the subject of the Appeal. Favorable consideration of the following remarks is respectfully requested.

Claims 19-32 have been cancelled with this paper, leaving claims 1-18 pending in the application. In view of the Decision of the Board of Patent Appeals and Interferences, favorable consideration of claims 1, 2, 5, 7, 9-11, 14, 16 and 18 in the form of a Notice of Allowance is respectfully requested. Applicants respectfully request that withdrawn claims 3, 4, 6, 8, 12, 13, 15 and 17, depending from one of claims 1 and 10, be rejoined in the application, noting that rejoinder and allowance of these claims is permitted by M.P.E.P. §821.4(a) upon the allowance of claims 1 and 10.

Reconsideration and further examination of the rejections are respectfully requested. It is respectfully submitted that all pending claims are now in condition for allowance. Issuance of a Notice of Allowance in due course is requested. If a telephone conference might be of assistance, please contact the undersigned attorney at (612) 677-9050.

Respectfully submitted,

Justin M. Crank

By his Attorney,

Date: _____

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